



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope, with sufficient postage, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

January 14, 2004

Date of Deposit

Heidi A. Dare, Reg. No. 50,775

Name of Applicant, Assignee or  
Registered Representative

Heidi A. Dare

Signature

January 14, 2004

Date of Signature

Our Case No.: 8465/40  
Client No.: P200101243US2 TSU -MLR

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mogensen et al.

10/1687,568

Serial No.: Not Yet Assigned

Examiner: Not Yet Assigned

Group Art Unit No.: Not Yet Assigned

Filing Date: October 14, 2003

For: INJECTOR DEVICE FOR  
PLACING A SUBCUTANEOUS  
INFUSION SET

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and

made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

The references now cited are the following:

#### U.S. PATENT DOCUMENTS

No.	Date	Name
6,293,925 B1	09/25/2001	Safabash et al.
6,099,503	08/08/2000	Stradella
6,093,172	07/25/2000	Funderburk et al.
6,090,068	07/18/2000	Chanut
6,017,328	01/25/2000	Fischell et al.
5,851,197	12/22/1998	Marano et al.
5,741,288	04/21/1998	Rife
5,681,323	10/28/1997	Arick
5,665,071	09/09/1997	Wyrick
5,599,315	02/04/1997	McPhee
5,591,188	01/07/1997	Waisman
5,584,813	12/17/1996	Livingston et al.
5,540,709	07/30/1996	Ramel
5,391,151	02/21/1995	Wilmot
5,350,392	09/27/1994	Purcell et al.
5,300,030	04/05/1994	Crossman et al.
5,269,799	12/14/1993	Daniel
5,147,375	09/15/1992	Sullivan et al.
5,141,496	08/25/1992	Dalto et al.
Re 32,922	05/16/1989	Levin et al.
4,817,603	04/04/1989	Turner et al.
4,530,695	07/23/1985	Phillips et al.

#### FOREIGN PATENT DOCUMENTS

No.	Date	Country
WO 98/58693	12/30/1998	PCT
WO 99/33504	07/08/1999	PCT

In accordance with 37 C.F.R. § 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

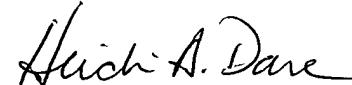
This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely

filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

This application is a continuation-in-part application of PCT/DK02/00640, filed September 27, 2002, U.S. Serial No. 09/967,400, filed September 28, 2001 and U.S. Serial No. 09/995,237, filed November 26, 2001 and is relied upon for an earlier filing dated under 35 U.S.C. § 120. In accordance with Rule 37 C.F.R. § 1.98(d) only copies of documents not previously cited and submitted to the Patent and Trademark Office in the prior application Serial Nos. 09/967,400, 09/995,237 and PCT/DK02/00640 are enclosed for the convenience of the Examiner.

Applicant(s) respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

  
\_\_\_\_\_  
Heidi A. Dare  
Registration No. 50,775  
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE  
P.O. Box 10395  
Chicago, IL 60610  
(312) 321-4200



FORM PTO-1449	SERIAL NO. Not Yet Assigned	CASE NO. 8465/40
<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>	FILING DATE October 15, 2003	GROUP ART UNIT Not Yet Assigned
(use several sheets if necessary)	APPLICANT(S): Mogensen et al.	

**REFERENCE DESIGNATION**                    **U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
A1	6,293,925 B1	09/25/2001	Safabash et al.		
A2	6,099,503	08/08/2000	Stradella		
A3	6,093,172	07/25/2000	Funderburk et al.		
A4	6,090,068	07/18/2000	Chanut		
A5	6,017,328	01/25/2000	Fischell et al.		
A6	5,851,197	12/22/1998	Marano et al.		
A7	5,741,288	04/21/1998	Rife		
A8	5,681,323	10/28/1997	Arick		
A9	5,665,071	09/09/1997	Wywick		
A10	5,599,315	02/04/1997	McPhee		
A11	5,591,188	01/07/1997	Waisman		
A12	5,584,813	12/17/1996	Livingston et al.		
A13	5,540,709	07/30/1996	Ramel		
A14	5,391,151	02/21/1995	Wilmot		
A15	5,350,392	09/27/1994	Purcell et al.		
A16	5,300,030	04/05/1994	Crossman et al.		
A17	5,269,799	12/14/1993	Daniel		
A18	5,147,375	09/15/1992	Sullivan et al.		
A19	5,141,496	08/25/1992	Dalton et al.		
A20	Re 32,922	05/16/1989	Levin et al.		
A21	4,817,603	04/04/1989	Turner et al.		
A22	4,530,695	07/23/1985	Phillips et al.		

**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
A23	WO 98/58693	12/30/1998	PCT		
A24	WO 99/33504	07/08/1999	PCT		

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS <small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.)</small>	
A25		
A26		

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

JAN 20 2004

TRANSMITTAL LETTER				Case No. 8465/40 Client No.: P200101243 US2 TSU-/MLR
Serial No. Not Yet Assigned	Filing Date October 15, 2003	Examiner Not Yet Assigned	Group Art Unit Not Yet Assigned	
Inventor(s) Mogensen et al.				
Title of Invention INJECTOR DEVICE FOR PLACING A SUBCUTANEOUS INFUSION SET				

## TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Transmittal Letter (in duplicate); Preliminary Amendment; Information Disclosure Statement (in duplicate); Form PTO 1449; and postcard evidencing receipt of same.

Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.

Applicant claims small entity status. See 37 CFR 1.27.

Petition for a \_\_\_\_\_ month extension of time.

No additional fee is required.

The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity		Other Than Small Entity	
Rate	Add'l Fee	Rate	Add'l Fee
x \$9 =		x \$18 =	
x 43 =		x \$86 =	
+ \$145 =		+ \$290 =	
Total add'l fee	\$	Total add'l fee	\$

Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.

A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

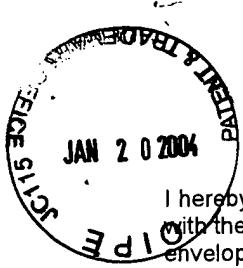
Heidi A. Dare  
Registration No. 50,775  
Attorney for Applicant  
Customer No. 00757 - Brinks Hofer Gilson Lione

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 14, 2004.

Date: January 14, 2004

Signature:



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Heidi A. Dare, Reg. No. 50,775

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Signature

January 14, 2004

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Our Case No.: 8465/40

Client Ref. No. P200101243 US2 TSU -/MLR

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mogensen et al.

Serial No.: Not Yet Assigned

Filing Date: October 15, 2003

For: INJECTOR DEVICE FOR  
PLACING A SUBCUTANEOUS  
INFUSION SET

Examiner: Not Yet Assigned

Group Art Unit No.: Not Yet Assigned

### PRELIMINARY AMENDMENT

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Prior to examination of the above-identified application, please amend the application as follows:

**Amendments to the specification** begin on page 2.

**Remarks** begin on page 3.

## In the Specification

Please replace in the first sentence following the title with the following sentence:

This application is a continuation-in-part of PCT/DK02/00640, filed September 27, 2002[. This application claims priority to PCT/DK02/00640, filed September 27, 2002, published under PCT Article 21 (2) in English], which [in turn claims priority to] is a continuation-in-part of United States Application Serial Number 09/995,237, filed November 26, 2001, which [in turn claims priority to] is a continuation-in-part of United States Application Serial Number 09/967,400, filed September 27, 2001 and a continuation of Danish Patent Application No. PA 2001 01411 filed on September 27, 2001, the entirety of these references are incorporated herein.

## **Remarks**

This amendment to the priority claim identifies the application and the relationship for each nonprovisional application for which a benefit is claimed as required under 37 CFR 1.78(a)(2).

This amendment has been filed within the time period set in 37 CFR 1.78(a)(3). No fees are believed to be due in connection with filing of this preliminary amendment, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

Respectfully submitted,



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Heidi A. Dare  
Registration No. 50,775  
Attorney for Applicants

BRINKS HOFER GILSON & LIONE  
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Chicago, IL 60610  
(312) 321-4200